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Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

September 24, 2012

**Re: Notice of *Ex Parte* Presentation
ET Docket No. 04-186 – Unlicensed Operation in the TV Broadcast Bands
WT Docket No. 12-70 – AWS-4 in the 2000-2020 and 2180-2200 MHz Bands**

Dear Ms. Dortch,

On Friday, September 21, 2012, I spoke by telephone with Zachary Katz, Chief of Staff to Chairman Julius Genachowski, regarding matters in the two above-captioned dockets.

I first rearticulated Free Press's position on the need to maximize the spectrum open for unlicensed use in the television broadcast bands – especially as the Commission considers a Notice of Proposed Rulemaking implementing an incentive auction for some current broadcast spectrum. In particular, I suggested that the NPRM on this topic need not and should not propose any upper limit on the amount of spectrum that may be made available for unlicensed use. Instead, consistent with incentive auction legislation, the item should allow for the maximum amount of open spectrum in both the portions of the TV band that may be allocated to mobile broadband and those that will be retained and “re-packed” for broadcast use.

On the topic of the AWS-4 proceeding, I clarified our position on a proposed five megahertz upward shift in the 2000-2020 MHz band licensed to DISH. While we remain supportive of potential mobile broadband deployment in this S-Band spectrum, we are also concerned about the prospect of unintentionally idling adjacent PCS H Block. Recognizing the competing demands in this proceeding, I urged the Commission to explore options for promoting competitive entry and growth in both bands: both the newly christened AWS-4 spectrum and the H Block spectrum that potentially could be auctioned and then used to deploy or expand service.

Free Press submits this notice pursuant to Section 1.1206(b) of the Commission's rules. Please do not hesitate to contact the undersigned with any questions regarding this submission.

Sincerely,

/s/ Matthew F. Wood

Matt Wood
Policy Director
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cc: Zachary Katz